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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PETER STROJNIK,

Plaintiff,

vs.
R.F. WEICHERT V, INC. dba
JABBERWOCK INN

Defendant.

Case No: 5:20-cv-00354-VKD

**NOTICE OF DECISIONS BY
PLAINTIFF**

Plaintiff submits legally indistinguishable cases where California District Courts denied motions to dismiss similar to Defendant's, Dkt. 28. *See Exhibit 1 Denial of Motion to Dismiss in Johnson v. Alhambra & O Associates* (E.D. Cal. 2:19-cv-00103-JAM-DB at Dkt. 15), Exhibit 2, *Denial of Motion to Dismiss in Strojnik v. 574 Escuela, LLC.*(N.D. Cal. 3:18-cv-06777-JD at Dkt. 13); Exhibit 3, *Denial of Motion for Reconsideration*, in *Strojnik v. 574 Escuela* at Dkt. 24; and Exhibit 4, *Denial of Motion to Dismiss in Strojnik v. GF Carneros Tenant* (N.D. Cal. 3:19-cv-03583-JSC at Dkt. 28)

These cases indicate the tension between 12(b)(1) jurisdictional allegations and 12(b)(6) claim allegations. This distinction is subject to Plaintiff's request for clarification in the 9th Circuit Court of Appeals in the matter of *Strojnik v. Four Sister's Inn* (9th Cir. No. 19-56523 at Dkt. 8) appended hereto as Exhibit 5.

1 RESPECTFULLY SUBMITTED this 27th day of May 2020.

2 **PETER STROJNIK**

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4 Plaintiff

5 ECF filed this 27th day of May, 2020.

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